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Attorneys for Plaintiff and the Class

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CHRISTOPHER HAMILTON, as an
individual and on behalf of all others
similarly situated,

Plaintiff,

v.

Heavenly Valley, Limited Partnership, a
Nevada limited partnership; and DOES 1
through 50, inclusive;

Defendants.

Case No. 2:21-cv-01608-WBS-DB

**JOINT STIPULATION AND ORDER TO
STAY CASE PENDING APPROVAL OF
CLASS SETTLEMENT IN RELATED CASE**

Complaint Filed: July 8, 2021
Date Removed: September 8, 2021
District Judge: Hon. Morrison C. English, Jr.
Courtroom 7, Sacramento
Magistrate Judge: Hon. Deborah Barnes
Courtroom 27, Sacramento

Plaintiff Christopher Hamilton and Defendant Heavenly Valley, Limited Partnership (collectively, “the Parties”), by and through their respective counsel of record, herein agree and stipulate as follows:

RECITALS

WHEREAS, pursuant to Federal Rule of Civil Procedure 16, and Eastern District Local Rule 160, Plaintiff Christopher Hamilton (“Plaintiff”) and Defendant Heavenly Valley, Limited Partnership (“Defendant”) hereby provide notice that the Parties have reached a settlement of the claims in this lawsuit on a class-wide basis (“Settlement”);

WHEREAS, the Settlement resolves all claims in this lawsuit, as well as all claims pled in related cases *Gibson v. The Vail Corporation*, Case No. 2:21-cv-01260-KJM-AC (E.D. Cal.) (“Gibson”); *Heggen v. Heavenly Valley, Limited Partnership*, 2:21-cv-00107-WBS-DB (E.D. Cal.) (“Heggen”); and *Hamilton v. Heavenly Valley, Limited Partnership*, SC20210148 (El Dorado County Superior Court) (“*Hamilton I*”);

WHEREAS, the Parties have agreed as part of the Settlement to seek approval of the Settlement in *Hamilton II*, and to immediately stay all deadlines in this case, *Gibson*, and *Heggen* pending approval of the class settlement in *Hamilton II*; and

WHEREAS, Plaintiffs anticipate filing a Motion for Preliminary Approval of the Class Action Settlement in *Hamilton II* at the earliest possible date;

THEREFORE, IT IS HEREBY STIPULATED AND AGREED, that the Parties request the Court issue an order to stay all deadlines in this action and requiring the Parties file a Joint Status Report addressing the status of the settlement approval process, and any additional information that the Court requires, on a date in February 2021, or such other date that the Court deems appropriate.

IT IS SO STIPULATED.

DATED: December 3, 2021

DIVERSITY LAW GROUP, P.C.

By: /s/ Max Gavron
Max Gavron

Counsel for Plaintiff

DATED: December 3, 2021

OGLETREE, DEAKINS, NASH, SMOAK &
STEWART, P.C.

By: /s/ Evan Moses (as authorized on 11/24/21)
Evan R. Moses

Counsel for Defendant

SIGNATURE ATTESTATION

I hereby attest that all other signatories listed, on whose behalf the filing is submitted,
concur in the filing's content and have authorized the filing.

DATED: December 3, 2021

By: /s/ Max Gavron
Max Gavron


ORDER

The Court having reviewed the foregoing stipulation, and of good cause appearing therefore, the Court orders as follows:

- (1) All deadlines in this action are hereby immediately stayed.
- (2) The Parties shall file a Joint Status Report addressing the status of the settlement approval process no later than **February 28, 2022**.
- (3) A Status Conference Re Class Action Settlement is set for **March 14, 2022 at 1:30p.m.**

IT IS SO ORDERED.

Dated: December 3, 2021



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE